

**IN THE UNITED STATES COURT OF FEDERAL CLAIMS**

HEALTH REPUBLIC INSURANCE	:	
COMPANY,	:	No. 16-259C
	:	
Plaintiff,	:	Judge Davis
	:	
v.	:	
	:	
UNITED STATES OF AMERICA,	:	
	:	
Defendant.	:	

**JOINT STATUS REPORT**

Pursuant to the Court’s order dated January 24, 2022, Docket No. 147, dispute subclass members Meritus Mutual Health Partners, Meritus Health Partners (collectively, “Meritus”), and Colorado Health Insurance Cooperative, Inc. (“Colorado HealthOp”), and the United States submit this joint status report.

The Court continued the oral argument scheduled for January 28, 2022 by thirty (30) days in order to permit Meritus and the United States to complete their discussions regarding a potential settlement of their respective claims. Meritus and counsel for the United States have agreed in principle to a resolution of their claims and continue to work to finalize language of an agreed stipulation to judgment based on compromise, settlement, and resolution. Once the parties finalize the agreed stipulation, Meritus, which is in liquidation, will submit the agreed stipulation to the court overseeing its liquidation for approval. Within the same timeframe, the proposed settlement will be considered by the appropriate officials within the Department of Justice. The Parties expect these processes to be concluded within the next forty-five (45) days.

Accordingly, the Parties request that the Court continue the oral argument for an additional forty-five (45) days and schedule oral argument as to Colorado HealthOp and the United States sometime after this 45-day period. Counsel for the dispute subclass and the United

States are available for oral argument starting April 19, 2022.

Respectfully submitted,

BRIAN M. BOYNTON  
Principal Deputy Assistant Attorney General

RUTH A. HARVEY  
Director  
Commercial Litigation Branch

KIRK T. MANHARDT  
Deputy Director

/s/ Stephen Swedlow  
QUINN EMANUEL URQUHART &  
SULLIVAN, LLP  
Stephen Swedlow  
stephenswedlow@quinnemanuel.com  
191 N. Wacker Drive, Suite 2700  
Chicago, Illinois 60606  
Telephone: (312) 705-7400

J.D. Horton  
jdhorton@quinnemanuel.com  
Adam B. Wolfson  
adamwolfson@quinnemanuel.com  
865 S. Figueroa Street  
Los Angeles, California 90017  
Telephone: (213) 443-3000

*Attorneys for the Dispute Subclass*

/s/ Terrance A. Mebane  
TERRANCE A. MEBANE  
MARC S. SACKS  
FRANCES M. MCLAUGHLIN  
United States Department of Justice  
Civil Division, Commercial Litigation Branch  
(202) 307-0493  
terrance.a.mebane@usdoj.gov

*Counsel for the United States*